IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 8302 of 2007(L)

PETITIONER:

THE ANICADU SERVICE CO-OP.BANK LTD NO.A
113,NOOROMMAVU P.O,ANICADU,PATHANAMTHITTA 689589
REP.BY PRESIDENT.

BY ADV. SRI.P.N.MOHANAN

RESPONDENTS:

JOINT REGISTRAR OF CO-OP.SOCIETIES
PATHANAMTHITTA 689 589.

ADDL. RESPONDENT:

VARGHESE GEORGE,
VELLARINGAD, PUNNAVELI,
NOOROMMAVU P.O., PATHANAMTHITTA.

(ADDL. RESPONDENT IS IMPLEADED AS PER ORDER
DT.16.3.2007 IN I.A. NO.4027/2007.)

R1 BY G.P. SRI.P.K.RAVIKRISHNAN
R2 BY ADV. SRI.K.SASIKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF ORDER DT.24.5.2003 SHOWING THAT BANK IS WORKING IN CLASS III CATEGORY.

P2: TRUE COPY OF JUDGMENT IN ELAMBAL SERVICE CO-OP. BANK REPORTED IN 2000(3) KLT 389.

P3: TRUE COPY OF NOTIFICATION PUBLISHED IN MATHRUBHUMI DAILY DT.24.2.07 AND MANGALAM DAILIES DT.23.2.07 AND 24.2.07.

P4: TRUE COPY OF THE ORDER DT.7.3.07 OF THE JOINT REGISTRAR.

P5: TRUE COPY OF COMPLAINT FILED BY VARGESE GEORGE DT.1.3.07.

P6: TRUE COPY OF THE SANCTION ORDER OF THE DEPT. ON 21.12.05.

P7: .DO. 1.9.2006.

P8: TRUE COPY OF ORDER DT.28.2.06.

TRUE COPY

P.S. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.8302 of 2007

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Dated this the 10th day of April, 2007.

JUDGMENT

Dispute raised is with regard to entitlement of the petitioner to appoint four Peons for which Ext.P3 notification is issued. Counsel for the petitioner submitted that each Branch should have minimum one Peon and petitioner has five Branches and no Branch has a Peon as of now. Counsel for the additional second respondent submitted that Branch is not entitled to appoint four Peons in accordance with the norms applicable to petitioner which is stated to be a Class-3 society. Government Pleader submitted that second respondent's complaint is being enquired into by the first respondent and decision will be taken within one month from now. This is recorded and the W.P. is disposed of with direction to first respondent to consider second respondent's objections, hear the petitioner also and take decision about petitioner's entitlement to appoint Peons and communicate the same within three weeks from the date of production of copy of this judgment by the petitioner.

C.N.RAMACHANDRAN NAIR
Judge

pms